

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 634.00

Complete if Known

Application Number	
Filing Date	
First Named Inventor	Lon Stone
Examiner Name	
Art Unit	
Attorney Docket No.	14142-0003

22386 U.S. PTO
10785215

022304

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit Account Number
50-1329Deposit Account Name
Stradling, Yocca, Carlson & Rauth

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	385
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$) 385

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

		Extra Claims		Fee from below		Fee Paid
Total Claims						
Independent Claims	22	-20** = 2	X 9	= \$18		
Multiple Dependent Claims	5	-3** = 2	X 43	= \$86		
				145		\$145

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 249

**or number previously paid, if greater than Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	


Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Louis E. Sullivan	Registration No. (Attorney/Agent)	39,645	Telephone	949-725-4154
Signature		Date	February 23, 2004		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.

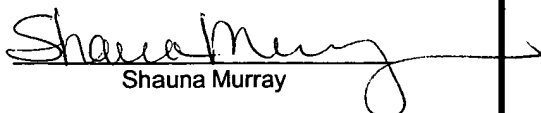
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PATENT

CERTIFICATE OF MAILING

I hereby certify that on 2-23-04 this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450


Shauna Murray

Applicant: **Stone, et al.**
Serial No.: **60/453,558**
Filed: **March 11, 2003**
Title: **PLASMA DETOXIFICATION SYSTEM
AND METHOD**
Group Art Unit: **Not Assigned**
Examiner: **Not Assigned**
Docket No.: **14142.0003**

COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**PETITION FOR REVIVAL OF A PROVISIONAL APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the notice of missing parts plus any extensions of time actually obtained. This case was transferred to the undersigned attorney from another law firm. There is no record that the required \$80.00 was ever paid. After diligent effort the undersigned attorney was unable to obtain files from the former law firm and thus contacted the Applications Branch of the USPTO. The examiner in the Application Branch informed the undersigned attorney that the subject provisional application was deemed abandoned for failure to pay the required filing fee.

The undersigned attorney was unable to determine the exact date of abandonment and there is some dispute as to whether the filing fee was actually paid. The applicants, Mr. Lon Stone and Mr. Craig Roberts stated to the undersigned attorney that they had authorized the filing fee payment and presumed that it was paid.

Therefore, any abandonment was clearly unintentional. A utility application claiming priority to the subject application is being filed along with this Petition to Revive and the applicants respectfully request that this petition be granted and their priority date preserved. To the best of the undersigned attorney's knowledge, there have not been any intervening public disclosures, offers for sale, or publications, however, the priority date may be important to the applicants should prior art under 35 U.S.C. §102 (e) surface during prosecution.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION


1. Petition Fee
 - ☒ Small Entity – fee \$ 665.00 (37 CFR 1.17(m))
 - ☐ Small entity status claimed (see 37 CFR 1.27)
 - ☐ Other than small entity – fee \$ 1,330.00 (37 CFR 1.17(m))
2. Reply and/or fee
 - A. The reply and/or fee to the above-noted Office action in the form of a(n) _____ (identify type of reply)
 - ☐ has been filed previously on _____.
 - ☐ is enclosed herewith.
 - B. The Filing fee of \$ 80.00
 - ☒ Please charge the filing fee payment to Deposit Account 50-1329.
 - ☐ is enclosed herewith.
3. Terminal disclaimer with disclaimer fee
 - ☒ Because this is a provisional patent application, no terminal disclaimer is required.
 - ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20 (d)) of \$ _____ for a small entity or \$ _____ for other than small entity) disclaiming a period equivalent to the period of abandonment is enclosed herewith.
4. Payment of fee
 - ☐ Enclosed please find check for ☐ \$665.00. ☐ \$1,330.00.
 - ☒ Charge Account 50-1329 for any additional fee required.

☒ Charge Account 50-1329 the sum of ☒ \$673.00 (the petition fee and filing fee).

Charge Account 50-1329 for any additional fee required. A duplicate of this petition is attached.

5. Statement. The entire delay in filing the required reply from the due date of the required reply until the filing of a grantable petition under 37 CFR 1.137 (b) was unintentional.

February 23, 2004



Louis C. Cullman
Registration No. 39,645

STRADLING YOCCA CARLSON & RAUTH
660 Newport Center Drive, Suite 1600
Newport Beach, CA 92660
Telephone: 949.725.4000
Facsimile: 949.725.4100